

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE PUBLIC SAFETY, NEIGHBORHOODS AND QUALITY OF LIFE COMMITTEE, AT ITS MAY 22, 2024 MEETING, AND DIRECTING THE ADMINISTRATION TO NOTIFY THE MAYOR AND CITY COMMISSION VIA A LETTER TO COMMISSION WHEN A DEMOLITION PERMIT APPLICATION IS SUBMITTED TO THE CITY FOR A PROPERTY LOCATED WITHIN A LOCAL HISTORIC DISTRICT PURSUANT TO THE "RESILIENCY AND SAFE STRUCTURES ACT" (FLORIDA STATUTES SECTION 553.8991).

WHEREAS, the City has fourteen (14) local historic districts, seventeen (17) individually designated local historic sites and four (4) National Register districts; and

WHEREAS, Section 2.13.2 of the Land Development Regulations of the City Code (LDRs) requires Historic Preservation Board (HPB) approval, at a publicly noticed hearing, for the demolition of any structure located within a local historic district or individually designated as a local historic site; and

WHEREAS, on March 22, 2024, Senate Bill 1526 (Resiliency and Safe Structures Act) was signed into law by the Governor with an immediate effective date. The law prohibits local governments from restricting or preventing the demolition of certain structures located on a property in which all or a portion of such property is seaward of the coastal construction control line; and

WHEREAS, the Resiliency and Safe Structures Act prohibits the City from requiring a property owner to obtain HPB approval prior to the demolition of a building located on a property seaward of the coastal construction control line with the exception of contributing buildings located within a historic district listed on the National Register of Historic Places prior to January 1, 2000; and;

WHEREAS, there are approximately 104 properties located within multiple historic districts that could potentially be demolished pursuant to the Resiliency and Safe Structures Act and without a prior hearing before the HPB.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby accept the recommendation of the Public Safety, Neighborhoods and Quality of Life Committee, at its May 22, 2024 meeting, and direct the Administration to notify the Mayor and City Commission of any demolition permit requested for a property located within a local historic district pursuant to the Resiliency and Unsafe Structures Act via a Letter to Commission.

PASSED and ADOPTED this 26th day of February 2025.

ATTEST:

Rafael E. Granado, City Clerk

Steven Meiner, Mayor

APPROVED AS TO
FORM AND LANGUAGE
& FOR EXECUTION

City Attorney

Date

2/13/2025

NK